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MCCORMICK & COMPANY, INC.

UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

BALISTRERI, on behalf of themselves and all
others similarly situated,

Plaintiffs,

v.

MCCORMICK & COMPANY, INC.,

Defendant.

CASE NO. 5:22-cv-00349-EJD

**JOINT STIPULATED REQUEST
AND ~~[PROPOSED]~~ ORDER FOR
CONTINUANCE OF CASE
MANAGEMENT CONFERENCE
AND ASSOCIATED DEADLINES**

AS MODIFIED
The Hon. Edward J. Davila

1 Pursuant to this Court's Order (ECF No. 9) and Local Rules 6-2 and 7-12, the parties stipulate
2 and declare as follows:

3 WHEREAS, the actions entitled *Balistreri v. McCormick & Company, Inc.*, No. 5:22-cv-00349
4 (N.D. Cal.) and *Dang v. McCormick & Company, Inc.*, No. 5:22-cv-00657-BLF (N.D. Cal.)
5 (collectively the "Actions") were filed in the Northern District of California on January 18, 2022 and
6 February 1, 2022 respectively;

7 WHEREAS, the Court ordered the consolidation of the actions on March 1, 2022 (ECF No.
8 18);

9 WHEREAS, plaintiffs will have until March 31, 2022, to file their consolidated complaint, and
10 defendants will have until April 30, 2022, to answer or otherwise respond to the complaint (ECF No.
11 18);

12 WHEREAS, the parties have not sought any extensions since the Court consolidated the cases;

13 WHEREAS, a Case Management Conference is currently scheduled for April 14, 2022 in San
14 Jose, Courtroom 4, 5th Floor, at 10:00 a.m., and a Joint Case Management Statement is due by April
15 4, 2022 (ECF No. 9);

16 WHEREAS, in the interest of efficiency the parties agree the continuance of the Case
17 Management Conference is warranted in light of the anticipated filing of the amended complaint and
18 defendants' anticipated motion to dismiss;

19 WHEREAS, this request is made in good faith and not for the purposes of delay or any
20 improper purpose;

21 NOW, THEREFORE, THE PARTIES STIPULATE AND REQUEST that: The Case
22 Management Conference be continued to June 9, 2022 (the anticipated noticed hearing date for
23 defendant's motion to dismiss), the Case Management Statement be due by May 30, 2022, and that all
24 deadlines associated with the April 14, 2022, Case Management Conference be vacated.

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

Shon Morgan
Attorneys for Defendant

1 DATED: March 24, 2022

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3 By /s/ Jonathan Shub

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Attorneys for Plaintiffs and the Class

SIGNATURE ATTESTATION

Pursuant to Local Rule 5-1, I hereby attest that concurrence in the filing of this document has been obtained from each of the other Signatories.

Dated: March 24, 2022

/s/ Shon Morgan
Shon Morgan

[PROPOSED] ORDER

Before the Court is the parties' stipulated request to continue the Case Management Conference and associated deadlines. The Court has considered the stipulation, found good cause, and hereby ORDERS as follows: The Case Management Conference is hereby continued to ~~June 9, 2022~~, ^{July 14, 2022} at 10:00 a.m., and the Case Management Statement must be filed by no later than ~~May 30, 2022~~. ^{July 1, 2022} All deadlines associated with the April 14, 2022 Case Management Conference, are hereby vacated.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATE: March 25, 2022



The Hon. Edward J. Davila